

Application No. 09/982,215  
Reply dated June 27, 2005  
Reply to Office Action dated April 26, 2005

### **REMARKS**

The objection to portions of the disclosure found at pages 8-10 is traversed although applicants have made a good faith effort to delete the language as it relates to consumption optimization.

Given the nature of the claimed subject matter, applicants cannot agree that either 35 U.S.C. §112, paragraph one or 37 C.F.R. §1.71 require deletions of disclosed but unclaimed subject matter. Indeed, the deleted language remains part of the public record for whatever purpose it serves.

Applicants also submit that, when reviewed through the eyes of one of ordinary skill in the art, this disclosure is more than adequate to enable implementation of consumption optimization. In this connection, the Office Action is simply incorrect in asserting a lack of disclosure of optimization strategy. First, the general concept of optimizing consumption is within the level of one of ordinary skill. Second, the disclosure (e.g., page 8, line 24 to page 9, line 1) does generally refer to the strategy sufficient to enable one skilled in the art to implement the same.

In any event, the objections raised in the Office Action should now be moot, having been fully addressed. Early issuance of the Notice of Allowance is now earnestly solicited.

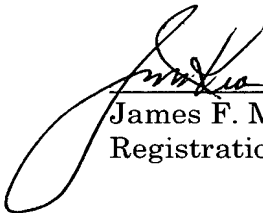
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If there are any questions regarding this amendment or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #100728.52918US).

Respectfully submitted,

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